

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DANIEL MAGNUS,

Plaintiff,

Index No. 08 CV 1731

-against-

METRO NEW YORK, INC. and METRO  
INTERNATIONAL S.A.

Defendant.  
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**STIPULATION OF DISCONTINUANCE**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Daniel Magnus and Defendants Metro New York, Inc. and Metro International S.A., by their counsel, that the above-captioned action is dismissed in its entirety, with prejudice, and with no award of attorneys' fees or costs by the Court to any Party.

Jonathan S. Sack, Esq.  
Sack & Sack  
135 East 57th Street, 12th Floor  
New York, New York 10022

Date

7/14/08

By: \_\_\_\_\_

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By: \_\_\_\_\_

Marjorie Kaye, Jr. (MK 7141)  
ATTORNEYS FOR DEFENDANT

Date

July 14, 2008